



Republic of Namibia
Annotated Statutes

REGULATIONS

REGULATIONS MADE IN TERMS OF

**Control of Sites (Churches, Schools
and Missions) Proclamation 31 of 1932**
section 3

General Regulations

Government Notice 133 of 1933

(OG 530)

came into force on date of publication: 1 September 1933

ARRANGEMENT OF REGULATIONS

[The individual regulations have no headings.]

SCHEDULE

**APPLICATION FORM FOR SITE FOR CHURCH, SCHOOL
OR MISSION PURPOSES IN A NATIVE AREA**

1. Any person or society desiring to occupy any site for church, school or Mission purposes on Crown land or on any native reserve or land reserved for the occupation of natives shall first obtain written permission therefor from the Administrator.

Similar application shall be made by all persons or societies in respect of land used or occupied by them for church, school or mission purposes at the date of these regulations, should it be desired to continue such use or occupation.

2. Every such application shall be in writing addressed to the Chief Native Commissioner, containing the particulars set out in the Schedule hereto.

3. The following conditions of occupation shall apply in every case -

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- (a) The permission to occupy shall convey no ownership in the land;
- (b) The permission to occupy shall convey no power to lease or sub-let the land or to sell or transfer such permission to occupy without the sanction of the Administrator;
- (c) The permission to occupy will in no case entitle the holder to any compensation for improvements except as hereinafter provided;
- (d) The permission to occupy may be withdrawn if the land or any buildings thereon cease to be used for the purposes for which the permission was granted or if required for public purposes;
- (e) The Administration shall have the right at any time to make any road over such land for the public good provided the holder of the permit shall be entitled to such reasonable compensation for damages to improvements thereon as may be mutually agreed upon or determined by arbitration;
- (f) The permission may for reasons which in the opinion of the Administrator are sufficient and within the terms of the Mandate be withdrawn on not less than six months' notice at any time;
- (g) If the permission is withdrawn at any time the person or society concerned will be allowed a reasonable period not exceeding six months to remove any improvements on the site which otherwise will become the property of the Administration without payment of compensation.

4. No permission to occupy shall be granted without due cognisance having been taken of the wishes of the native tribe or community concerned. Consideration will also be given to the proximity of existing churches, schools or Missions with a view to securing that the several churches, schools or Missions are a reasonable distance apart.

SCHEDULE

**APPLICATION FORM FOR SITE FOR CHURCH, SCHOOL
OR MISSION PURPOSES IN A NATIVE AREA.**

1. Name of Applicant or Church or Society which he represents giving address and Headquarters of Society.
2. Name of Reserve in which site is required or in case of Crown Land district and description of site. (A rough sketch of the area should accompany application.)
3. Say whether written permission has been obtained from the Chief (or Headman if there is no Chief) in whose area it is desired to commence operations.
4. Say whether site is required for school or church purposes, or both.
5. If the site is required for Church purposes only say how many European Missionaries will be resident on the site. If site is required for school purposes, say whether school is subsidised by the Administration and, if so, to what extent. State number of teachers it is proposed to employ. Give full description of the buildings it is proposed to erect and in the case of schools the number and description of class rooms.

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6. Does the applicant desire to keep stock on the site for domestic purposes? If so, how many?

7. What arrangements are being made for the applicant's water supply? If it is proposed to draw water from wells or boreholes at present used by natives, what arrangements have been made to avoid disputes in regard to user?

8. State whether permission is required for cutting timber for building purposes on the site and, if so, what quantities are required?

9. State what other facilities are required in connection with the establishment of the church or Mission.